IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Attorney Docket No. 108236.130)

In re Application of:

Jeffrey G. Moore

Examiner:

Not Yet Assign

Serial No.

10/083,936

Filing Date:

February 27, 2002

Group Art Unit: 1623

For:

COMPOSITION AND METHOD FOR PROTECTING TISSUES AND CELLS FROM DAMAGE,

AND FOR REPAIRING DAMAGED TISSUES

********************************** CERTIFICATE OF FIRST CLASS MAILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on the date indicated below.

Date: 100. 6, 2005

Commissioner for Patents Washington, D.C. 20231

TRANSMITTAL LETTER

Dear Sir:

Enclosed herewith for filing in the above-identified patent application are the following documents:

- 1. Information Disclosure Statement (2 pages);
- 2. Form PTO-1449 (2 pages);
- 3. Reference as Cited (31);
- 4. Certificate of First Class Mailing, and;
- 5. Return Postcard.

No fees are believed to be due in connection with this submission. However, please charge any fees that might be due or credit any overpayment to our Deposit Account No. 08-0219.

Respectfully submitted,

Date: Fes. 6. 2003

HALE AND DORR LLP

60 State Street Boston, MA 02109

(617) 526-6000

(617) 526-5000 (Facsimile)

Nancy Chiu, Ph.D., Reg. No. 43,545

Attorney/Agent for Applicant



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INFORMATION DISCLOSURE STATEMENT

Commissioner:

Pursuant to 37 C.F.R. § 1.97-98, Applicant hereby makes of record the documents listed on the attached Form PTO-1449, and encloses copies herewith.

It is respectfully requested that the information above be expressly considered during the prosecution of this application and that the publications be made of record therein and appear among the "References Cited" on any patent to issue therefrom. In this regard, it is requested that the Examiner initial and return a copy of the enclosed Form PTO-1449 with the next Patent Office Communication.

This submission does not represent that a search has been made and does not constitute an admission that the listed documents are material to patentability or that the listed documents are prior art. If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Officer the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits and is therefore submitted as both timely and proper; therefore, no fees are believed to be due. The Commissioner, however, is hereby authorized to charge any fee deficiency or credit any overpayment to Deposit Account No. <u>08-0219</u>.

Date: Fes. 6. 2003

Respectfully submitted,

Nancy Chiu, Ph.D. Registration No.43,545

Hale and Dorr LLP 60 State Street Boston, Massachusetts 02109

Tel: (617) 526-6548 Fax: (617) 526-5000

THEORIVED

See: For, PTO-1449 NFORMATION DISCLOSURE IN AN APPLICATION (Use several sheets if necessary) OF 1 Sheet

Docket Number 108236.130 Application Number 10/083,936

Applicant Moore, Jeffrey G.

Group Art Unit Filing Date 02/27/2002 1623

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